										
				117:2-5	49:8-10	21:13-15	5:1-4	Page/Line Cite		
				Argumentative. FRE 401-403.				Defendants' Objections and Counter-Designations		PLAINTIFFS' OCTOBER
				There is nothing argumentative about this passage which is proper cross of a hostile witness establishing a key Parabe fact.				Plaintiffs? Responses to Defendants? Objections and Objections to Counter- Designations	(Testifying By Way of Deposition Only) (Counter-Designations in italicized text) Deposition October 25 - 26, 2004	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION
	187:16-188:1	186:4-10	184:11-13					Defendants' Cross- Examination Designations	i Deposition Only is in italicized text er 25 - 26, 2004	F DEPOSITION
0	Irrelevant; hearsay. FRE							Plaintiffs' Objections and Counter-Designations	0)	TESTIMONY OF JAMES NEKU
the crisis management	Not offered for the truth but for state of mind of			pers Copy	me	4O		Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		SNEKU

				Page/Line Cite	
				Defendants' Objections and Counter-Designations	PLAINTIFFS' OCTOBE
2				Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only) (Counter-Designations in italicized text Deposition October 25 - 26, 2004
	199:15-201:20, 201:25-202:9	196:3-10		Defendants' Cross- Examination Designations	OF DEPOSITION of Deposition Onl ns in italicized tenser 25 - 26, 2004
Le son	Double hearsay; lacks foundation, FRE 802, 602			Plaintiffs? Objections and Counter-Designations	N TESTIMONY OF JAMES NEKU y) xt)
	Testimony is not offered for the truth of the matter asserted. Goes to Scott Davis' and the crisis management team's state of mind when they decided to request assistance to rescue the hostages. Also relevant to notice. Also goes to state of mind of persons haking public statements concerning the Parabe		team and for notice. Also goes to state of mind of persons making public statements concerning the Parabe incident.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter- Designations	S NEKU

	PLAINTIFFS' OCTOBER	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only)	OF DEPOSITION of Deposition Only	TESTIMONY OF JAMES NEKU	SNEKU
		(Counter-Designations in italicized text) Deposition October 25 - 26, 2004	ns in italicized tex er 25 - 26, 2004	t)	-
Page/Line Cite	Defendants' Objections and Counter-Designations	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	Defendants' Cross- Examination Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter- Designations
					incident.
			204:18-205:2		
208:3-8					
209:24- 210:19	210:15-16: Move to strike "And I guess that was Scott Davis" as speculation. PRIVA				
			223:10-224:8, 224:17-23	Move to strike 222:22-224:23 as hear say from responsive; lacks foundation. FRE 802, 602. If allowed in, Plaintiffs designate 224:10-11 for completeness.	Testimony is not offered for the truth of the matter asserted. Goes to Scott Davis' and the crisis management team's state of mind when they decided to request assistance to rescue the hostages. Also goes to state of mind of persons

	PLAINTIFFS' OCTOBE	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION TESTIMONY OF JAMES NEKU (Testifying By Way of Deposition Only) (Counter-Designations in italicized text) Deposition October 25 - 26, 2004	OF DEPOSITION of Deposition Only ns in italicized texter 25 - 26, 2004	TESTIMONY OF JAME(y)	SNEKU
Page/Line Cite	Defendants' Objections and Counter-Designations	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	Defendants' Cross- Examination Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter- Designations
					making public statements concerning the Parabe incident.
			225:21-25		
			226:7-15		
			227:2-6		
			228:23-229:8		
232:8-22					
241:2-11					
			243:15-23		
245:7-15	245:7-12—Coupsed's statement preceding the	This does not misstate prior testimony. See 235:2-			

253:15- 254:16		251:17-25	250:21-23			Page/Line Cite		
254:13-16: Speculation FRE 401-403, 602	7				question assumes facts not in evidence, misstates the witness's testimony and is irrelevant and a waste of time. FRE 401-403.	Defendants' Objections and Counter-Designations		PLAINTIFFS' OCTOBE
The inspector of the MOPOPLS who provided this information was part of the attack team with Neku. See 254:13-16.					13.	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	(Counter-Designations in italicized text) Deposition October 25 - 26, 2004	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only)
	252:20-25			248:24-249:18		Defendants' Cross- Examination Designations	us in italicized tex er 25 - 26, 2004	OF DEPOSITION of Deposition Only
	,				-	Plaintiffs' Objections and Counter-Designations	t)	(TESTIMONY OF JAMES NEKU
					-	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations		S NEKU

				256:12- 257:2	255:12-14	Page/Line Defendan Cite Count		PLAIN	
						Defendants' Objections and Counter-Designations		TIFFS' OCTOBE	
						Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	(Counter-Designations in italicized text) Deposition October 25 - 26, 2004	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION TESTIMONY OF JAMES NEKU (Testifying By Way of Deposition Only)	
262:20-25 A	259:21-260:7	258:18-259:17	257:10-18			Defendants' Cross- Examination Designations	ns in italicized te per 25 - 26, 2004	OF DEPOSITION of Deposition Onl	
Designation needs 261:20-22 for completeness. Move to strike 262:20- 266:23: Hearsay, lacks foundation, prejudicial, and lacks wersonal knowledge, FRE 802,			Lacks foundation FRE 602.			Plaintiffs? Objections and Counter-Designations	xt)	Y) TESTIMONY OF JAME	
but for state of mind of the speaker and listener and/for notice. Plaintiffs allege they were unlawfully detained at the barge and the statements go to the state						Defendants' Responses to Plaintiffs' Objections and Objections to Counter- Designations		ES NEKU	

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		Page/Line Defendants' Objections and Cite	PLAINTIFFS' OCTO
		Plaintiff Defendant Objectio De	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION TESTIMONY OF JAMES NEKU (Testifying By Way of Deposition Only) (Counter-Designations in italicized text) Deposition October 25 - 26, 2004
263:12-15 (starting with "I said")		Defendants' Cross- Examination Designations	OF DEPOSITION of Deposition Onless in italicized teles 25 - 26, 2004
	602, & 403.	Plaintiffs' Objections and Counter-Designations	N TESTIMONY OF JAME ly) xt)
	and police who made those arrests. Also goes to state of mind of persons making public statements concerning the Parabe incident. Plaintiffs' Response: This is absolutely being offered for the truth of the matter. Lt. Sadiq's and Neku's state of mind after the shooting is irrelevant and highly prejudicial.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations	ES NEKU

	PLAINTIFFS' OCTOBER	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only)	OF DEPOSITION f Deposition Only	TESTIMONY OF JAMES NEKU)	S NEKU
		(Counter-Designations in italicized text)	ıs in italicized text	(1)	
		Deposition October 25 - 26, 2004	er 25 - 26, 2004	Diamitifica Oktactions and	Defendants Desponses in
 Page/Line Cite	Defendants' Objections and Counter-Designations	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	Defendants' Cross- Examination Designations	Plaintiffs? Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Objections to Counter-Designations
			read)		
275:17- 276:4					
279:19- 280:2	Deponent lacks personal knowledge. FRE 602/	The question asks for percipient knowledge; the answer is a based on personal observation.			
	•		280:3-9		
280:16-25	280:16: Counsel collogay as irrelevant and argumentative. FRE 401-403	·		,	
281:15-20					
			281:21-23		

Page/Line 284:18- 285:1 286:5-12	Defendants' Objections and Counter-Designations Testimony is cumulative; counsel's badgering of the witness is irrefevant, improper and would prislead the jury. FRE 401-403, 611. Testimony is cumulative; counsel's badgering of the witness is irrefevant improper, assumes facts not in evidence and would mislead the jury. FRE 401-403, 611.	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only) (Counter-Designations in italicized text Deposition October 25 - 26, 2004 Plaintiffs' Responses to Counter-Designations Defendants' Objections and Counter-Designations Defendants' Objections and Plaintiffs' Responses to Counter-Designations Defendants' Objections and Plaintiffs' Responses to Defendants' Objections and Plaintiffs' Responses to Defendants' Objections and Plaintiffs' Responses to Defendants' Objections and Designations There is no badgering, question and answer are highly relevant to Afolayan's state of mind and information defendants could have obtained, but failed to, prior to deciding to attack. There us no badgering, question and answer are highly relevant to Afolayan's state of mind and information defendants could have obtained, but failed to, prior to deciding to attack.	of Deposition Only ns in italicized tex ner 25 - 26, 2004 Defendants: Examination Designations	TESTIMONY OF JAMES NEKU TO JAMES THE STRING OF THE STRING OF JAMES NEKU TO JAMES THE STRING OF THE	Defendants' Responses to Plaintiffs' Objections to Counter-Designations
286:16-19	Testimony is cumulative; counsel's badgeling of the witness is herewant, improper and would mislead	There us no badgering, question and answer are highly relevant to Afolayan's state of mind			

Page/Line Cite	PLAINTIFFS' OCTOBE Counter-Designations and	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION (Testifying By Way of Deposition Only) (Counter-Designations in italicized text) Deposition October 25 - 26, 2004 efendants' Objections and Plaintiffs' Responses to Counter-Designations Objections to Counter- Designations Designations Designations	OF DEPOSITION of Deposition Only ns in italicized tex ner 25 - 26, 2004 Defendants' Cross- Examination Designations	TESTIMONY OF JAMES NEKU t) Plaintiffs' Objections and Defends Counter-Designations Plaintiff
Page/Line Cite	Defendants' Objections and Counter-Designations	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	Defendants' Cross- Examination Designations	Plaintiffs' Obje Counter-Desi
	the jury. FRE 401-403.	and information defendants could have obtained, but failed to, prior to deciding to attack.		
			294:5-8	Move to strike: lacks foundation, calls for speculation. FRE 609 allowed, Plainting counter 294,940
			295:25-297:15	Double hearsay, lacks foundation, calls for speculation. FRE 802, 602.

Not offered for the truth but for state of mind of the GSF who detained those allegedly tortured	Lacks foundation, no personal knowledge, hearsay. FRE 602, 802.	428:11-16			
					414:13-17
		413:19-414:9			
					379:21-25
		303:25-304:3			
mind that the negotiations had broken down. Also relevant to notice. Also goes to state of mind of persons making public statements concerning the Parabe incident.			·		
Defendants? Responses to Plaintiffs? Objections and Objections to Counter-Designations	Plaintiffs' Objections and Counter-Designations	Defendants? Cross- Examination Designations	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations	Defendants' Objections and Counter-Designations	Page/Line Cite
No. of the control of	t)	on Deposition Only ons in italicized text ber 25 - 26, 2004	(Counter-Designations in italicized text Deposition October 25 - 26, 2004		
S NEKU	TESTIMONY OF JAMES NEKU	OF DEPOSITION	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION	PLAINTIFFS' OCTOBE	
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444:24- 445:5		Pag				
5 24		Page/Linc Cite				
Irrelevant. FRE 401-403.		Defendants' Objections and Counter-Designations	Deposition October 25 - 26, 2004	(Counter-Designations in italicized text)	(Testifying By Way of Deposition Only	PLAINTIFFS' OCTOBER 28, 2008 DESIGNATION OF DEPOSITION
This is highly relevant as defendants have repeatedly stated the protestors "ravaged" the barge, assumed broken bottles, etc.	·	Plaintiffs' Responses to Defendants' Objections and Objections to Counter- Designations				
·		Defendants' Cross- Examination Designations	er 25 - 26, 2004	s in italicized tex	f Deposition Only	F DEPOSITION
		Plaintiffs' Objections and Counter-Designations		(1)		TESTIMONY OF JAMES NEKU
	to CNL' state of mind relating to the detention and to notice. Also goes to state of mind of persons making public statements concerning the Parabe incident.	Defendants' Responses to Plaintiffs' Objections and Objections to Counter- Designations				S NEKU